

H.C. Burleigh Papers

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22

QUEEN'S UNIVERSITY AT	
LOCATOR	2324
BOX	5.2/53
FILE	17

Copy of an Order made on the Petition of Captain John
William Livingston, 18th June 1798.

Noted in Land
Book F. Page
211

Public Notice having been given in consequence of an
Order of Council dated the 25th March 1797, that no claim of
Right, whether Military or other, would be attended to after
the 1st of August 1797, which had not been filed in the Council
Office before that day, and the time for closing those claims ha-
ving been prolonged at the request of the House of Assembly
to the 1st of November following. The Board is sorry Cap-
tain Livingston did not make his application in time, as it consid-
ers itself to be absolutely restricted from granting to him more than
1200 Acres, which quantity is ordered subject to the New Re-
gulations — But no Warrant of survey to issue before they are
promulgated, and Captain Livingston shall remove with his
Family into this Province.

(signed) P. R.

A true Extract

(signed) J. Small
C. E. C.

C
784



Patented Land
Book F. Page
212. 213.

14

Council Chamber at York 15th December 1798.

Present

His Honor Peter Russell Esquire President &c. &c. &c.

The Honble John Elmsly Chief Justice

, Honble Amos Shaw

, Honble John McGill

, Honble David Wm Smith

304

The following proclamation was laid before the Board, and ordered to be printed.

Peter Russell Esquire, President, Administering the Government of Upper Canada.

Whereas by Letters received from His Grace the Duke of Portland, one of His Majesty's principal Secretaries of State, on the issuing the proclamation on the 31st of October last, it appears that in consequence of a representation made by the Executive Government of this Province, to His Majesty's Ministers, on exemptions of the U. E. Loyalists, and their Children from expence attending the Grants of Land, made, or to be made to His Majesty has been graciously pleased to signify His Royal pleasure, that the first Loyalists, and their sons, and Daughters shall continue to receive His Majesty's Bounty of two Hundred Acres each as hitherto, free from any expence whatever, and it is to be understood that this mark of the Royal munificence expressly confined to those Loyalists only who were actually resident in the Province, on, or before the 28th of July last.

Be it therefore known, that notwithstanding what has been declared to the contrary, in the proclamation aforesaid, all Loyalists coming within the above description, whose names have been enrolled on the U. E. Lists, previous to the date of this procla



12
their sons, and Daughters, when of age, or married, to whom this King's
Bounty in Lands has not been already extended, may continue to
consider themselves entitled to receive from this Government, two hundred
Acres of Land free from the Payment of Fees and all other charges. But that
except to the extent allowed by His Majesty's Instructions, neither U.E.
Loyalists, nor their Children, can be considered as exempted from the sta-
nding Fees, it having been ordered that they shall be annexed to every
other Grant of Land, to them as well as to others, be its extent what it
may.

Given under my hand and Seal at Arms, in Council
York, the 15th day of December, in the thirty ninth Year of His
Majesty's Reign, and in the Year of our Lord 1798.

(signed) Peter Russell

Council Office 1st October 1801.

Extract from the Minutes

(signed) Alex^r. M. Donell

Conf^l. Clerk

C
484



#3

E
1004

May 1864

Report of the Executive Council

1st May 1864

On the Receipt of the Governor's Order
of Reference of 28 April last
relative to 120 persons to
whom lands were granted as
provided.

Entered in Land Book No. 1
Page 18. 19.

8



To His Excellency Peter Hunter^{1st}
Esquire Lieutenant Governor of the
Province of Upper Canada, and
Lieutenant General Commanding
His Majesty's Forces in Upper and
Lower Canada - & & &

Council Chamber 1st May 1804
Present

The Honorable Henry Alcock Chief Justice
Peter Russell and John M'Gill,

The Board proceeded to take
into Consideration Your Excellency's
Reference of the 28th April last, on the
Subject of certain Doubts and Difficulties
which impeded the Inspector General's
Official Progress, and resolved to submit
the following Statement and Opinion, that
upon Examination of the Claims of One
hundred and Twenty Persons to whom the
Inspector General states, Lands were granted
or privileged, subsequent to the first



of November 1797, and in which he also states, Patents have already issued free of Expence for the greater part. The Board finds, that the Faith of Government was specifically pledged to each Individual for a Grant of privileged Lands, and such Grants not standing in Opposition to any of the Royal Instructions, known to the Board, the Committee is of Opinion the faith of the Executive Government should be preserved inviolate, and that such of the Grants as have not already issued should be delivered to the respective Granters free of Expence.

With respect to the unassigned Land Board Certificates, the Committee upon an Investigation of their Claims, finds that the Executive Government upon Examination of those Certificates at different periods, have considered them as insufficient Authorities for the respective



1711
parties, and have, from time to time pronounced
Orders in Council to enable the Claimants to
locate and proceed with their Grants, upon this
part of the Reference therefore, the Committee
conceive it to be very clear, that the Date of
the unassigned Land Board Certificate cannot
affect the Question as to what Regulations
these Deeds are to be placed under, but the res-
pective Granters must pay all the Fees due
under the different Regulations which existed at
the various periods of time when such Orders in
Council bear date - E474

J. H. Alcock
Chairman

Approved W. H. Smith Esq. Secy.

a Copy given the Secy Genl
3 May 1804. J. S.

a copy of the last paragraph
given to Secy. Adjut. Genl
Agent for the Land Grant Officers
21 Jan. 1810.



to be suspended till the
next General Assembly
Edward James Gordon
David Gordon & Co. Agents

5-12 November 1884

Arrived on the same day
 with the report attached to.
 Sea Forested. I have
 O-67, 1000000. 10000000
 Dep. H. E. E.

Anna in Cornice
6. November 1804

The list accompanying
this letter enclosed to
you, ^{contains} agrees to the
said Governor's decision
Peter Muhlenberg
President
of the
Presiding Council

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Au
miss



tered in Land Books

Lieutenant Governor's Office

5th November 1804.

Sir,

I am directed by the Lieut Gov^r
to transmit you a further Report from the Inspector
General of Public Provincial Accounts, dated the 16th
July last: containing 200 names of Persons who are to
be suspended from the M: E: List under the directions
upon that subject transmitted by the Lieut Governor
Orders to the Clerk of the Executive Council in my
letters of the 19th and 25th May 1802; which the Lieut Gov^r
desires may be filed in the Council Office for the information
of the Executive Council.

I am

Sir

Your Obedient Servant.

James Pecken

Mr John Beikie

A
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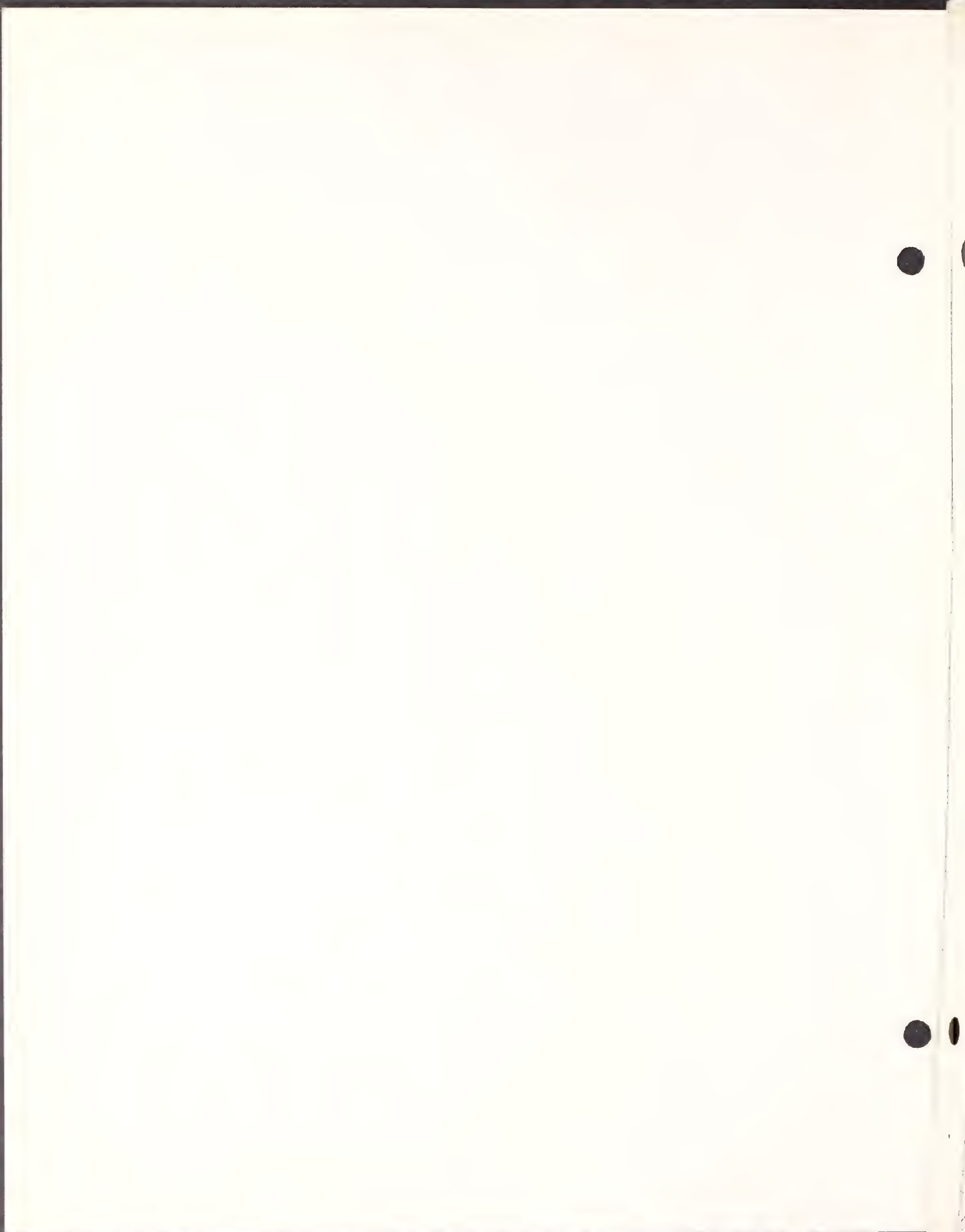


To His Excellency Peter Hunter Esquire Lieutenant General Com-
manding His Majesty's Forces in Upper and Lower Canada
and Lieutenant Governor of Upper Canada &c. &c. &c.

May it please your Excellency.

In obedience to your Excellency's Commands, to enquire and
examine into the pretensions of persons, whose names are inserted upon the
U.E. list - I have the honor to state that I have made some further pro-
-gess, and now report, that unless the following individuals can adduce
proof of his, or her being the head of a family before the treaty of separation
in 1783 and of having joined the Royal Standard before that period, that
they are not entitled to the same privilege as the Original Loyalists, who were
resident in the late Colonies, and who did upon the declaration of independence
join the Royal Standard before the said Treaty of separation in 1783. *W.H.P.*

Aley or Haley - George .. Soldier 44th Regiment
Ainsley ... Johannah ... Wife of Sergeant Henry Bouquet
Allan ... Western ... a settler, came in after the War
Angle, or Engle, George ... Soldier, German Troops
Armstrong, alias, ... Came to the province as Mrs Riddarback
Armstrong ... Thomas Jun^r Son of Thomas Sen^r
Badgley, now Atkinson, Mary ... Wife of William Atkinson
Bailey ... John ... Son of Levi Bailey
- Baker ... Elisha ... Asked for 200 Acres as a settler
Baldwin ... Phineas ... a common settler
Bapty ... Robert Sen^r ... the Junior privilege, the senior not
Beach Stephen Jos ... Son of Sergeant John Beach
Beardsley ... Grand B Barrister, his Father in New Brunswick
Bureau or Berninger Christopher ... a settler in 1787



40

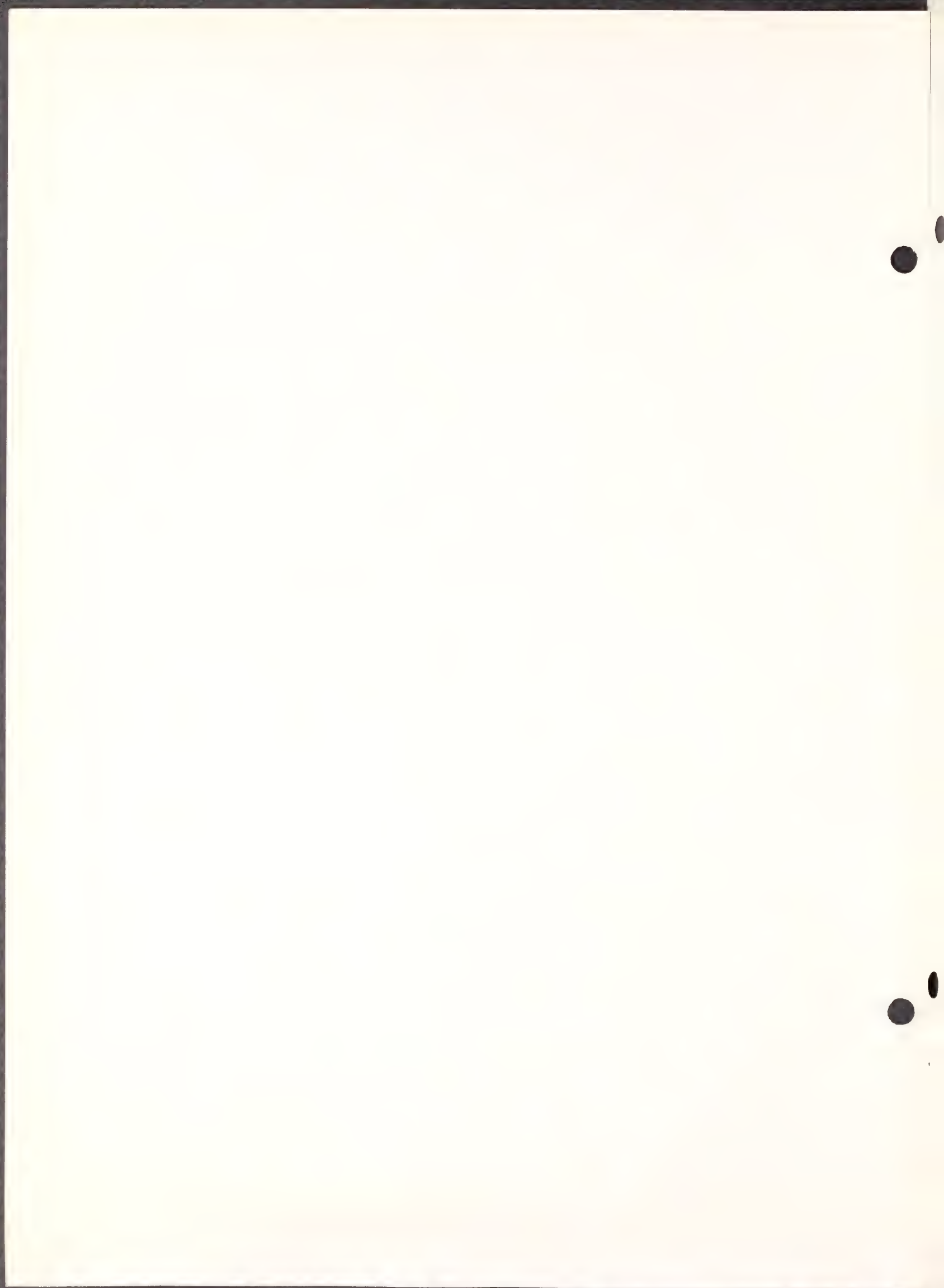
Boyd	James	Son of Thomas Boyd Senr.
Boyd	Thomas Junr.	D ^r D ^r
Bisbell	Joseph	a settler in 1786
Booth	Abner	Son of John
Bowen	Abraham	Son of William Bowen
Bowen	Peter	Son of ditto
Bowen	William	Son of ditto
De Boyce	Ichada	Was a soldier rebel service
Bradshaw	David	Son of James Senr. ^{Durice was in the} _{engraving employ} }
D ^r	James Junr.	Son of ditto
Brewer, or Brewster	Elias	a settler in 1787
Brunner	Peter Junr.	Son of Peter Senr.
Busty	Thomas	never was in the province
Bush	Charles	said to be son of a Loyalist
Cadman	Asa	Son of William
Campbell	Archibald	Son of Alexander M.D.
Campbell	Duncan	a settler in 1793.
Campbell	John Senr.	came in a Coy with Alex. Campbell
"	James	son of Alexander I. District
Carran	Jacob	Son of Michael Senr. U.C.
Carns	Christian	Son of Jacob U.C.
Carpenter	John	Seaman Royal Navy.
Carlin	Thaddeus	Settler about 1793 L.P.C.
Carty	Thomas	his father killed at E Spring
Case	Walter	a settler only of 1784.

A. 48610
JMS 3 REG



Crydmoger, or Christopher,	John	British Soldier
Cornell	Joseph	Son of Albert
Covill	John	Son of Captain Simon
Curry	James	one of 31 st Regiment
Davis	Wallis	four years from Connecticut 1798.
Dellor	George	Son of Valentine Dellor
Diamond	John Junior	Son of Jacob Senior
Dies	John	Son of Mathew Dies
Lockstedes	John Jun ^r	Son of John
Dorin	David	Son of John
Dumel	Anthony	Marine department
Dulyear	Joseph	Son of Peter
Duyfda	Samuel	Son of Peter
Dyer	Silas	Son of Captain B. Dyer
Dugan	William	stated to have resided in Nova Scotia before
Easton	Joseph	objected to by Captain Fraser on the Bench
Embury	Samuel	step son of John Lawrence
Embrie	David	a settler
Emery	John	settled 1790 L.B. Stormont
Empy	Henry	Son of Philip Sen ^r
Evanson	John	a settler in 1788
Fairfield	Benjamin	Son of William
Fell	Fredrick	a settler since peace
Ferguson	William	Son of Alexander
Finkle	John	Son of George
Finkle	Jacob	son of ditto
Force	Philip	a settler since peace
Fraser	John (Penistoun)	Son of Daniel

A 5813
JMS.



Trudick	Peter	Son of Martin (LATER RESTORED TO U.E.LIST)
Trench	Benjamin	Son of Jeremiah
Trench	Henry	Son of ditto
Troon	David	Son of James
Tyke or Tykes	John	Son of Francis Tyke
Flack	Richard	I believe son of Archibald
Gallinger	Michael Junr	Son of Michael
Garbough	Peter Junr	Son of Peter
Gilchrist	Neil	Son of Peter
Gilchrist	William	Son of Peter
Glasford	Paul	Son of Robert
Grap	Daniel	Son of Michael
Grap	Peter	Son of do
Hains	John	a settler D.B.L. 1790.
Hancock	John	Soldier British Regiment
Harris	Joseph	Son of Minard
Harris	Peter	Son of do
Hick	Samuel	Son of Paul
Hicks	Joshua	Son of Edward
Hill	Barney	a settler
Hough	Samuel	Son of Barnabas
House	Joseph	Son of Harmanus
Hustons	Elijah	Son of Lieut. Huston see O.C. 5 July 1798
Huff	Solomon Senior	a settler in 1788
Husley	John	British Soldier
Huson	Nathaniel	Son of Lieut. Huston
Haggerman	John	a Common settler in 1785.

A6810

J.M.B.



Johnson	Frederick	a settler in 1785. N.P.
Johnson	Andrew	Son of James
Johnson	Elizabeth	Daughter of Mary (Brant)
Johnson	George	Son of ditto
Johnson	John	H.D. a settler in 1787. Stamford
Johnson	William	M.D. Son of Sir John.
Jones	Richard	Son of Daniel
Landen	Samuel	Son of Asa
Landen	Bartholomew	a settler in 1789.
Lott	John Senior	a common settler after peace
Maby	Lavinia	Wife to Frederick
Main	James	from Vermont a settler 1792.
Manhart	David	a common settler after the War
Marlet	Thomas	do settler do
Marsh	Samuel	Son of William Marsh
Martin	William	a Loyalist only settler after the War
Meyers	Christopher	German Soldier
Miller	George	Son of Jacob
Miller	John	German Soldier P. List
Montrop	Silas	Son of Peter
Morrison	Mary	Daughter of Captain William Morrison
Morrison	William	Son of Do
Murdoch	Thomas	Son of George Senior
McArthur	Peter	Son of Donald
McCool	Archibald	Son of Margaret McCool from Carolina.

A 7510

JMB



McCool .. William	Son of Margarets McCool from Carolina
McDonell William (Home District)	Son of Randall
McGregor .. Mary	Daughter of John McGregor
McGuinn, alias Vancide, Ann	Daughter of Captain Daniel McGuinn
McGuinn Anthony	Son of .. ditto
McHughes Nicholas	only a settler after the War
McHughes John	do .. do
McHughes Thomas	Son of John
McIntosh Daniel	a settler about 1794. Old settler
McIntosh Samuel	Step son of Captain William Johnson
McIntosh William	Son of James Senr.
McIntosh John	Step son of John Dennis
McIntosh Alexander	a settler
McIntosh Thomas	a settler
McIntosh Alexander	not privileged
McIntosh James	ditto
McIntosh John	Son of Widow McIntosh
McIntosh Abraham	Son of Captain Wm Henry Nellis
McIntosh Warner	Son of .. ditto
McIntosh James	a settler 1789 or 1790 -
McIntosh George	Son of Frederick
McIntosh John	Son of .. do
McIntosh Richard	a Black pioneer (Butler's Ranger)
McIntosh Robert	only a common settler
McIntosh John	1792. L.B.L. exports an equal right with L. Shannon
McIntosh Philip	a Wharton right for Medman's possession (1792)
McIntosh James	Son of Robert (Pony)
McIntosh Nicholas Senr.	Son of ..

J. H. G.



Richard	Stephen	British Soldier
Rallan	Peter	Son of Captain Peter
Richards	Daniel	Son of John
Richards	Quinn	Son of John
Richardson	William	Son of Anna
Robins	Richard	Son of James
Reger	James	Son of Major James
Read	William	a common settler
Rupell	James	an Artificer from England
Schamuhorn	John	Son of Widow Eliza Schamuhorn now Benson
Sharp	John Junior	Son of Quistard
Shafford	Mons	a common settler
Shafford	Thomas	do
Sham	Adams Jun	Son of Philip
Shaver	Comad	Son of do
Shuts	Samuel	Son of Jacob Senr
Shill	Benjamin	Son of John
Shels	Daniel	Son of do
Shipman	Daniel	a common settler
Shoeman	Beaultis	Son of William
Simmons	John	Son of Lieut. Henry
Smades	Isaac	a common settler
Smith	Encrase	a settler in 1700 Lb. S.
Smith	John	who died at Brunswick
Smith	John	Head of the Lake Ontario. a settler 1738.
Smith John	George	Son of Jacob Senr. M.D.
Smith	Jacob Junior	Son of do
Snider	John (Augusta)	a common settler
Spacham	Thomas	Son of Doctor Spacham

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95/10

MS



Spicer	Daniel	Son of Ezekiel (himself a Soldier)
Stanis	Job	British Soldier
Stals or Maals	Philip	Soldier Crutcheburgs Reg ^{mt}
Stephens	Pennuel	a common settler
Stevens	Elisha	ditto
Sutherland	John Johnson	Son of Lieutenant Walter
Sw	John Steuare	Sw
Swicks	Philip	Soldier German Troops
Treen	Peter	a common settler
Valentine	John (of Yonge)	ditto
Ward	Charles	Son of Sergeant John Ward
Warlman	Barnabas	Son of Abraham
W	John	Son of Ditto
W	Peter	Son of Ditto
Wilson	Major	had been an American Soldier
White	John	a settler 1786 L.B.L.
Whitney	Elijah	a settler L.B.L. 1793.
Willery	Henry	Soldier German Troops
Williams	David	Son of David Senr.
Wilmot	Allan	Son of Captain Wilmot
Wilson	John of Crowlands	a settler in 1788.
Woolley	John	a settler of 1789.
Wragg	Richard	Resident in Montreal.
Wragg	John	Son of Richard

Insp. Gen. Office
 York 10 July 1804
 John E. E.
 Insp. Gen. R. P. A.



Inspector General's Office
York 26th April 1802

#5

Sir

D^o
1802

That I may be enabled to arrange
the Lands subject to payment of survey under the
Old Regulations, I have the honor to submit for your
Excellency's order the enclosed list N^o 1 stating
the names of One hundred and Twenty persons to whom
Lands have been granted as privileged, subsequent to
the first of November 1797. and for which Patents
have already issued free of expence for the greater
part.

I likewise enclose N^o 2 being copy
of an Order of Council of the 28th March 1797. declaring
that all claims for Military and Family Lands should
be made before the first day of August next, after
which period no claims coming under that description
would be attended to. N^o 3 is copy of the answer
indorsed on the Petition of Captain Livingston on
the 18th June 1798 - Admitting the period for bringing
forward the above mentioned claims, to have been
extended to the 1st November 1797. of this extension
can find no other records in the Council Office than
what is now enclosed.

N^o 4 is the copy of a Proclamation

His Excellency Peter Hunter Esq^r
Lieut. Governor of Upper Canada
and Lieut. General Commanding His
Majesty's Forces in both Canadas

dated

new and better
H. - Page 16.17. /



dated 15th December 1798, relating to U.E. Loyalists and their children:-

I beg also to state for your Excellency's information that upwards of One Hundred unassigned Land Board Certificates have been brought before the Executive Council for confirmation in 1797, without which the Surveyor General could make no location; in what light are these confirmations considered? Is the faith of Government pledged for the quantity of Land, subject to such Regulations existed at the time of confirmation by the Executive Government, or are they to be considered as subject only to the Regulations that existed at the time when the unassigned Certificate was given by the Land Board?

I have the honor to be
Sir

Your Excellency

Most Obedient
and

Most Humble Servant

John G. L. G.

Imp. Secy. P. O. Am.



15
To the Hon. Secy of the War Dept.
Washington 14th Sept 1825
J. B. Follick

Petition

W. M. Follick
17th Aug

born 1800

Mr

W. M. Follick

Rev. Genl. Wm. Follick

17 Aug 1825

Order issued 16th September 1825

The Hon. Secy of the War Dept.
is requested hereon for
the information of
The Hon. Secy of the War Dept.
that the Hon. Secy of the War Dept.
has received any

I do not find that the
Petitioner has received any
order, or order for land.
No. 19, Aug 1825. [land ordered]

Follick
may not be Fralicks a
archives sent them
with the others.

Mathias Follick
Cornelius Follick

FOL
1073



Yore District

865

I do hereby certify that Matthias
Volick a Native of Upper Canada, personally
appeared before me this day and has taken
and subscribed the oath of Allegiance as
prescribed by Law. David O'Reilly

Albion 13th Aug. 1825

South March 18th 1825 863

I do certify that Cornelious Volick
and Matthias Volick have always
been Loyal Subjects and did do their
duty well under me ^{as private} the late war and
are good honest peaceable men for 303

Captain Henry Pawling

First Regiment

Lincoln Militia



To His Excellency Sir Peregrine Maitland
K. C. B. Lieutenant Governor of the pro-
vince of Upper Canada, and Major General
commanding His Majesty's Forces in the same.

In Council, The Petition of Mat-
thias Follick of Barren in the District of
York: Humbly sheweth That your peti-
tioner is a Native of this province, is twenty-
five years of age, has a wife, and that he
has taken the oath of Allegiance, and has never
received any Lands or Order for Land from
the Crown and therefore prays that your
Excellency may be pleased to grant him
such portion of the waste lands of the
Crown as in your wisdom you may think
meet, And your Petitioner as in duty
bound will ever pray: Matthias ^{his} Follick
mark

Barren 13th Aug. 1825.

Fol 203



H.C. Burleigh Papers

Falick-Faileigh (x)

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